

**BOROUGH OF MIDDLESEX  
REGULAR MEETING MINUTES  
DECEMBER 22, 2015**

**MAYOR'S STATEMENT:** Under the provisions of N.J.S.A. 10:4-6 et seq., notice of the time and place of this meeting was given by way of the Annual Meeting Notice of January 2, 2015 and was forwarded to the Star Ledger, Courier News and Home News, and posted at Borough Hall.

**SALUTE TO THE FLAG**

**ROLL CALL**

Mayor	Ronald Dobies
Council President	Sean Kaplan
	Kevin Dotey
	Stephen Greco
	John Madden
	Bob Schueler
	Jack Mikolajczyk

Attorney:	Aravind Aithal
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**APPOINTMENTS**

The Borough Clerk read the following resolution:

**BE IT RESOLVED** by the Mayor and Council of the Borough of Middlesex that:

**Resolution #303-15**

**WHEREAS**, Scott Mulford has successfully completed the psychological and medical examination required for the position of a Probationary Patrolman in the Borough of Middlesex; and

**WHEREAS**, Chief Geist is recommending that Scott Mulford be appointed to the position of Probationary Patrolman effective December 29, 2015 at an annual salary of \$50,332.00.

**NOW THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Borough of Middlesex, County of Middlesex and State of New Jersey that:

1. Scott Mulford is hereby appointed a Probationary Patrolman for the Borough of Middlesex effective December 29, 2015 at an annual salary of \$50,332.00.

2. This resolution shall take effect immediately.

Councilman Schueler made a motion for adoption seconded by Councilman Dotey and carried by the following roll call vote: Ayes: Dotey, Kaplan, Greco, Madden, Mikolajczyk and Schueler. No: None. Abstain: None.

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Police Chief Geist congratulated Scott Mulford on his appointment to the Middlesex Police Department and thanked the Mayor and Council for their continued support of the Police Department.

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**PROCLAMATIONS-NONE**

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**PRESENTATIONS**

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Mayor Dobies awarded the following individuals that were present with the Middlesex Borough Outstanding Citizen Awards and also Distinguished Service Metals:

Matthew Adams	Charles Corcoran
Louis Curcio	Kenneth DeVuyst
Kevin Dotey	Jeffrey First
Stephen Greco	Michael Hompesch
Patricia Jenkins	Robert Kizis
Jack Mikolajczyk	Garrett Mulcahy
David Oliver	Michael Paff
Elizabeth Platten	Stephanie Quast
Timothy Sheehan	Robert Schueler
Michele Tackach	Laura Thomasey
Robert Woodward	Donald Coords
Al Gazik	H. Richard Heitman
Robert Hunter	Paul Laub
Richard Matuszkiewicz	Bruce Sadowski

**Distinguished Service Awards**

Vic Capolunghi	Gerald D'Angelo
Ron DiMura	John Fuhrmann
Sean Kaplan	John Madden
Sherley Penrose	Robert Sherr
John Sweeney	Kathleen Anello
Blanche Dobies	

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**PUBLIC HEARING-NONE**

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**NEW BUSINESS - NONE**

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**ADOPTION OF MINUTES**

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Councilman Schueler made a motion to approve the December 8, 2015 Regular Meeting Minutes and Executive Session Meeting Minutes and the December 15, 2015 Special Meeting Minutes and Executive Meeting Minutes seconded by Councilman Dotey and carried by the

following roll call vote: Ayes: Dotey, Greco, Kaplan, Madden, Mikolajczyk and Schueler. Nos: None. Abstain: None.

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### **REPORTS – STANDING COMMITTEES:**

1. Finance/Taxation/Real Estate/Construction Official/Insurance - Nothing to report
2. Recreation/Recreation Fields/Water & Light
  - A. Councilman Greco thanked the Middlesex Fire Department for transporting Santa to greet all the residents in the borough and wished everyone a Merry Christmas and Happy New Year.
3. Fire/OEM/Board of Health/Rescue Squad/Flood
  - A. Councilman Dotey reported that the Board of Health is writing a “No Smoking Ordinance” and this will be presented to the council next year.
4. Public Works/Parks/Sanitation/Recycling
  - A. Councilman Schueler reported on the following regarding the DPW:
    - Completed 40 – 50 stops on pothole repair list.
    - Have received our new hot box for doing pothole and road repairs getting it registered to go on the road.
    - Worked with the Decorating committee to get everything ready for the Christmas tree lighting ceremony.
    - Had the street sweeper sweep the curb lines to remove any excess leaves, to keep them from going into the storm drains.
    - Have been cleaning the tops of storm drains to keep them clear of leaves and debris, and installing retrofits in areas that still require them.
    - Checking all the plows on all the trucks and making sure all snow equipment is working properly.
    - Made and/or repaired approx. 12 signs for different areas throughout the Borough.
5. Police/Legal/Code Enforcement/Construction/Municipal Court
  - A. Councilman Madden congratulated Officer Mulford on his appointment to the Middlesex Police Department, as there is incredible testing involved in the screening of officers.
  - B. Councilman Madden made a motion to approve the November, 2015 Municipal Court Report seconded by Councilman Mikolajczyk and carried by a unanimous vote of Council.

- C. Councilman Madden made a motion to approve the November, 2015 Police Department Report seconded by Councilman Greco and carried by a unanimous vote of Council.

6. Administration/Department of Senior Services/Legislation/Licensing

- A. Councilman Mikolajczyk reported that the signs obtained from the HUD Grant should be installed at Daisy Park and Lincoln Park shortly, weather permitting.
- B. Councilman Mikolajczyk congratulated Judy Morrison and Catherine Perhach on their retirement from the Board of Education.
- C. A resolution will be approved this evening to transfer HUD funds to purchase A/V Equipment for the Middlesex Public Library.

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**REPORTS – Nothing to report**

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The Borough Clerk read the following resolution:

BE IT RESOLVED by the Mayor and Council of the Borough of Middlesex that:

**Consent Agenda 2015(X)**

**WHEREAS**, the Mayor and Council of the Borough of Middlesex has reviewed the Consent Agenda consisting of various proposed resolutions; and

**WHEREAS**, the Mayor and Council of the Borough of Middlesex wish to remove Resolution #304-15 and #306-15 from this Consent Agenda.

**NOW THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Borough of Middlesex, County of Middlesex, State of New Jersey that the following resolutions on the Consent Agenda are hereby approved and adopted.

Resolution #305-15

Resolution #307-15 – Resolution #330-15

Councilman Dotey made a motion for approval seconded by Councilman Greco and carried by the following roll call vote: Ayes: Dotey, Greco, Kaplan, Madden, Mikolajczyk and Schueler. No: None. Abstain: None.

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The Borough Clerk read the following resolution:

**BE IT RESOLVED** by the Mayor and Council of the Borough of Middlesex that:

**Resolution #305-15**

**WHEREAS**, N.J.S.A. 40A:5-4 requires the Governing Body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

**WHEREAS**, the Annual Report of Audit for the year 2014 has been filed by a Registered Municipal Accountant with the Municipal Clerk as per the requirements of N.J.S.A. 40A:5-6, and a copy has been received by each member of the Governing Body, and

**WHEREAS**, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

**WHEREAS**, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the Governing Body of each municipality shall, by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the Governing Body have reviewed, as a minimum, the sections of the annual audit entitled "Comments and Recommendations; and

**WHEREAS**, the members of the Governing Body have personally reviewed, as a minimum, the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations", as evidenced by the group affidavit form of the Governing Body, and

**WHEREAS**, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

**WHEREAS**, all members of the Governing Body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and

**WHEREAS**, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the Local Governing Body to the penalty provisions of R.S. 52:27BB-52-to wit:

R.S. 52:27BB-52 – A local officer or member of a Local Governing Body who, after a date fixed for compliance, fails or refuses to obey an order of the Director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisonment for not more than one year, or both, in addition shall forfeit his office.

**NOW, THEREFORE, BE IT RESOLVED**, that the Governing Body of the Borough of Middlesex, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a

certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

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The Borough Clerk read the following resolution:

**BE IT RESOLVED** by the Mayor and Council of the Borough of Middlesex that:

**Resolution #307-15**

The Disbursing Officers be and they are hereby authorized to pay, on a monthly basis, premium for Borough employees' insurance coverage as it is due in 2016.

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The Borough Clerk read the following resolution:

**BE IT RESOLVED** by the Mayor and Council of the Borough of Middlesex that:

**Resolution #308-15**

The Disbursing Officers be and are hereby authorized to draw a check in the amount of \$100.00 for reimbursement of the Clerk's petty cash fund and \$100.00 for the Police Department, and \$100.00 for the Recreation Department for 2016.

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The Borough Clerk read the following resolution:

**BE IT RESOLVED** by the Mayor and Council of the Borough of Middlesex that:

**Resolution #309-15**

Be it resolved, by the Mayor and Council of the Borough of Middlesex, New Jersey that the following are designated as legal depositories:

State of New Jersey Cash Management Fund  
Unity Bank  
TD Bank  
Depository Trust  
J.P. Morgan Chase

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The Borough Clerk read the following resolution:

**BE IT RESOLVED** by the Mayor and Council of the Borough of Middlesex that:

**Resolution #310-15**

The treasurer be and is hereby authorized to draw checks, as needed, to New Jersey Sales Tax for taxes collected through the snack bar at Middlesex Community Pool.

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The Borough Clerk read the following resolution:

**BE IT RESOLVED** by the Mayor and Council of the Borough of Middlesex that:

**Resolution #311-15**

**WHEREAS**, the Treasurer is required to invest and reinvest borough funds.

**NOW THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Borough of Middlesex, County of Middlesex and State of New Jersey that:

1. The Borough Treasurer is hereby authorized to invest and re-invest borough funds.
2. This resolution shall take effect for the year 2016.

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The Borough Clerk read the following resolution:

**BE IT RESOLVED** by the Mayor and Council of the Borough of Middlesex that:

**Resolution #312-15**

**WHEREAS**, there are numerous businesses within Middlesex Borough that provide materials and services that are needed and contracted for by various boards, commissions, committees, and departments of the Borough of Middlesex; and

**WHEREAS**, the Governing Body of Middlesex Borough believes that they should fully support the business and professional community, located in Middlesex Borough, that supply quality materials and services to the residents of Middlesex Borough; and

**WHEREAS**, these businesses and professionals, located in Middlesex Borough, pay taxes, create jobs, and significantly contribute to and enhance the quality of life for the Middlesex Borough residents.

**NOW, THEREFORE BE IT RESOLVED**, by the Governing Body of Middlesex that it restate and endorse the established "Buy Local Policy", and

That all departments, boards, commissions and committees be directed, whenever economically feasible and consistent with existing laws and our Borough financial policies, to purchase materials and services from business and professionals located in Middlesex Borough; and

**BE IT FURTHER RESOLVED** that the Governing Body of Middlesex Borough directs the Borough Clerk to send a copy of this resolution to all individuals responsible for making or approving Borough purchases or retaining services, including department heads and chairpersons of the various boards, commissions and committees.

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The Borough Clerk read the following resolution:

**BE IT RESOLVED** by the Mayor and Council of the Borough of Middlesex that:

**Resolution #313-15**

**BOROUGH OF MIDDLESEX  
COUNTY OF MIDDLESEX**

**Authorizing the Filing and Settlement of Tax Appeals**

**WHEREAS**, the Mayor and Council of the Borough of Middlesex, Middlesex County, New Jersey (the "Council"), has been informed by the Tax Assessor that from time to time adjustments are made in the computation of tax assessments covering property within the Borough, and

**WHEREAS**, the Tax Assessor has requested the Council to authorize him, in consultation the Borough Tax Appeal Attorney, to direct the Borough Tax Appeal Attorney to file corrective appeals with the Middlesex County Board of Taxation and/or the New Jersey Tax Court, and

**WHEREAS**, the Tax Assessor has requested the Council to authorize the Borough Tax Appeal Attorney to file, in cases of increases, decreases, or counter-claims as he deems reasonable and necessary, after consultation with the Borough Assessor, petitions, complaints and counterclaims with the Middlesex County Board of Taxation and/or the Tax Court of New Jersey, and

**WHEREAS**, the Tax Assessor and Borough Tax Appeal Attorney are called upon to defend tax appeals filed with the Middlesex County Board of Taxation and the Tax Court, and to negotiate and agree to settlements and enter into stipulations of settlements on tax appeals.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Middlesex, Middlesex County, that the Tax Assessor of the Borough is hereby authorized to request after consultation with the Borough Tax Appeal Attorney, and the Borough Tax Appeal Attorney is authorized to thereby file corrective appeals with the Middlesex County Board of Taxation and the New Jersey Tax Court and to defend appeals filed with said Board and said Court, and

**BE IT FURTHER RESOLVED** by the Mayor and Council of the Borough of Middlesex, Middlesex County, that the Tax Assessor of the Borough be and is hereby authorized, after consultation with the Borough Tax Appeal Attorney, to request that and authorize the Borough Tax Appeal Attorney to file counterclaims in cases of increase with the Middlesex County Board of Taxation and/or the



New Jersey Tax Court, as the Tax Assessor, after consultation with the Borough Tax Appeal Attorney, deem necessary, proper and in the best interests of the Borough, and

**BE IT FURTHER RESOLVED** by the Mayor and Council that the Tax Assessor and the Tax Appeal Attorney are authorized to negotiate and enter into settlements and stipulations of settlement to be filed with the Middlesex County Board of Taxation and/or the Tax Court, on behalf of the Borough of which the Assessor, after consultation with, and subject to the legal directions of the Borough Tax Appeal Attorney, deem necessary, proper and in the best interests of the Borough.

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The Borough Clerk read the following resolution:

**BE IT RESOLVED** by the Mayor and Council of the Borough of Middlesex that:

**Resolution #314-15**

The Disbursing Officers be and they are hereby authorized to pay on a prorated basis monies due to the Library Board of Trustees as was set up in the 2015 Budget until the 2016 Budget is adopted.

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The Borough Clerk read the following resolution:

**BE IT RESOLVED** by the Mayor and Council of the Borough of Middlesex that:

**Resolution #315-15**

**“A RESOLUTION TO PROVIDE FOR A TEMPORARY BUDGET FOR PAYMENT OF CLAIMS UNTIL THE ADOPTION OF THE 2016 BUDGET**

A Temporary Budget in the amount of \$ 7,662,822.08 to provide for the payment of claims and salaries including debt service payments between the first day of January 2016 and the adoption of the 2016 budget to be set up as follows:

**GENERAL GOVERNMENT OPERATIONS:**

**Mayor & Council**

Salary & Wage	\$3,000.00
Other Expenses	\$2,500.00

**Administrator**

Salary & Wage	\$40,000.00
Other Expenses	\$2,000.00

**Municipal Clerk**

Salary & Wage	\$41,000.00
Other Expenses	\$5,000.00

<b>Rescue Squad Rental</b>	\$2,400.00
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<b>Printing &amp; Advertising</b>	\$5,000.00
<b>Postage</b>	\$10,000.00

**Assessment of Taxes**

Salary & Wage	\$4,000.00
Other Expenses	\$1,200.00

**Collection of Taxes**

Salary & Wage	\$18,300.00
Other Expenses	\$2,000.00

**Financial Administration**

Salary & Wage	\$28,000.00
Other Expenses	\$11,000.00

<b>Legal Services</b>	\$30,000.00
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<b>Engineering Services</b>	\$10,000.00
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<b>Environmental Services</b>	\$10,000.00
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<b>Public Buildings &amp; Grounds</b>	\$25,000.00
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**Computer Data Services**

Salary & Wage	\$20,600.00
Other Expenses	\$60,000.00

**Planning Board**

Salary & Wage	\$1,500.00
Other Expenses	\$5,000.00

**Zoning Board**

Salary & Wage	\$1,500.00
Other Expenses	\$5,000.00

**Code Enforcement**

Salary & Wage	\$7,000.00
Other Expenses	\$4,000.00

**Shade Tree Commission**

Salary & Wage	\$700.00
Other Expenses	\$10,000.00

**Board of Health**

Salary & Wage	\$750.00
Other Expenses	\$20,000.00

**Housing & Community Development**

Salary & Wage	\$375.00
Other Expenses	\$25.00

**Insurances**

Group Insurance Plan	\$700,000.00
Workers Compensation	\$100,000.00
Temporary Disability	\$10,000.00
Long Term Disability	\$7,500.00
Other Insurances	\$125,000.00

**PUBLIC SAFETY:**

**Fire Department**

Other Expenses	\$30,000.00
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**Police Department**

Salary & Wage	\$800,000.00
Other Expenses	\$30,000.00

**Juvenile Conference Committee**

Salary & Wage	\$560.00
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**Emergency Management**

Other Expenses	\$3,000.00
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**Road Repair & Maintenance**

Salary & Wage	\$100,000.00
Other Expenses	\$30,000.00

**Sewer Systems**

Salary & Wage	\$0.00
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Other Expenses	\$12,000.00
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**Solid Waste Management**

Salary & Wage	\$25,000.00
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**Garbage Removal**

Salary & Wage	\$125,000.00
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Other Expenses	\$20,000.00
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<b>Sanitary Landfill</b>	\$75,000.00
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<b>Prosecutor's Office</b>	\$7,000.00
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**RECREATION & EDUCATION:**

**Parks & Playgrounds**

Salary & Wage	\$50,000.00
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Other Expenses	\$15,000.00
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**Board of Recreation**

Salary & Wage	\$25,000.00
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Other Expenses	\$12,000.00
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<b>Senior Citizen Bus Transportation</b>	\$2,000.00
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**Senior Coordinator**

Salary & Wage	\$10,000.00
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Other Expenses	\$2,500.00
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<b>Title III Clerk</b>	\$8,000.00
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**Uniform Construction Code**

Salary & Wage	\$50,000.00
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Other Expenses	\$4,000.00
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**Utilities**

Gasoline	\$50,000.00
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Fuel Oil	\$40,000.00
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Electricity	\$50,000.00
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Telephone	\$15,000.00
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Natural Gas	\$10,000.00
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Street Lighting	\$50,000.00
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Fire Hydrants	\$60,000.00
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Water	\$5,000.00
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**Municipal Court**

Salary & Wage	\$50,000.00
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Other Expenses	\$6,000.00
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<b>Celebration of Public Events</b>	\$10,000.00
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<b>County Curbside Recycling</b>	\$28,000.00
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<b>Animal Control</b>	\$7,000.00
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**STATUTORY EXPENDITURES:**

<b>PERS</b>	\$304,004.00
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<b>DCRP CoMatch</b>	\$1,500.00
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<b>PFRS</b>	\$655,824.00
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<b>Social Security</b>	\$70,000.00
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<b>Pension - Fireman's Widow (NJSA 43:12-28.1)</b>	\$5,000.00
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<b>TOTAL</b>	<b>\$4,182,738.00</b>
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26.25% of the 2015 General Appropriation in  
the Budget = \$4,582,300.03

**Older Americans**

Title III Salary	\$4,000.00
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Senior Transportation Salary	\$6,000.00
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**Stormwater Management**

Salary & Wage	\$286,664.00
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Other Expenses	\$3,000.00
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<b>Maintenance of Free Public Library</b>	\$150,000.00
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<b>Middlesex County Utility Authority</b>	\$500,000.00
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<b>Piscataway Sewerage Authority</b>	\$100,000.00
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<b>Middlesex County Drug Alliance</b>	\$7,000.00
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**Municipal Debt Service**

Bond Principal	\$927,000.00
Bond Interest	\$292,502.73
Green Acres Loan	\$34,784.86
Infrastructure Principal & Interest	\$112,423.04
MCIA Loan - Fire Truck	\$69,981.05
MCIA Loan - Multi Purpose	\$895,141.88

**TOTAL** **\$7,571,235.56**

**DEDICATED SWIMMING POOL UTILITY****Swim Pool Utility**

Salary & Wage	\$20,000.00
Other Expenses	\$60,000.00
Debt Service	\$11,586.52

**TOTAL** **\$91,586.52**

26.25% of the 2015 Swimming Pool Utility  
Appropriation = \$103,510.05

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The Borough Clerk read the following resolution:

**BE IT RESOLVED** by the Mayor and Council of the Borough of Middlesex that:

**Resolution #316-15**

**WHEREAS**, Beechwood Heights Fire Company No. 2 has requested to hold fund raising within the borough of Middlesex by conducting two coin tosses within the borough at the intersections of Route 28 and Greenbrook Road; and

**WHEREAS**, Beechwood Heights Fire Company No. 2 would like to conduct these coin tosses, one in the Spring and one in the fall on either April 9 or April 16, 2016 and either October 8 or October 15, 2016; and

**WHEREAS**, Beechwood Heights Fire Company No. 2 has met all of the criteria required in Middlesex Borough Ordinance No. 1747-09, with the exception of the approval of the New Jersey Department of Transportation.

**NOW THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Borough of Middlesex that:

1. The Governing Body hereby approves Beechwood Heights Fire Company No. 2 conduct coin tosses on either April 9, 2016 or April 16, 2016, and October 8, 2016 or October 15, 2016 at the above locations, pending receipt of approval from the New Jersey Department of Transportation.
2. This resolution shall take effect immediately.

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The Borough Clerk read the following resolution:

**BE IT RESOLVED** by the Mayor and Council of the Borough of Middlesex that:

**Resolution #317-15**

The Treasurer hereby authorizes the transfer of funds for the Current Budget of 2015:

ACCOUNT NAME	TO:	FROM:
Group Insurance	\$ 54,000	
Other Insurance		\$ 4,729.83
Temp Disability Insurance		\$ 2,752.14
Long Term Dis Insurance		\$ 1,342.09
Employee Sick Pay		\$ 4,368.93
Administrator S/W		\$ 40,807.01
Senior Coordinator S/W	\$ 6,300	
Finance S/W		\$ 6,300
Telephones	\$ 5,000	
Natural Gas		\$ 5,000
Municipal Court O/E	\$ 750	
Municipal Court S/W		\$ 750

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The Borough Clerk read the following resolution:

**BE IT RESOLVED** by the Mayor and Council of the Borough of Middlesex that:

**Resolution #318-15**

The Tax Collector is hereby authorized to refund and/or credit 2015 taxes for qualified Senior Citizen, Disabled Person and Veteran deductions:

<b>BLOCK &amp; LOT</b>	<b>NAME &amp; ADDRESS</b>	<b>AMOUNT</b>
12/25	Eloe, Margaret 23 Fitzsimmons Ave	\$ 250.00

49/18	Bennett, John E & Robin Ann 4 Milton Pl	\$ 250.00
52/23	Vidal, John M 307 Second St	\$ 250.00
71/25	D'Alessandro, Susan B 61 Greenbrook Rd	\$ 250.00
77/3	Telatnik, Michael & Ruth D 9 Lynn Ave	\$ 250.00
84/19	Hudson, John Jr & Shira R 24 Ramsey Rd	\$ 250.00
139/21	Lindner, Eric & Longenhagen, Christine 408 Walnut St	\$ 250.00
196/13	Palmer, Peter & Mary Lynn 425 Harris Ave	\$ 250.00
197/33	Kirk, Elmer J & Carol A 428 Cook Ave	\$ 250.00
231/11	McDonald, Bruce S II & Samatha E 218 First St	\$ 250.00
236/15	O'Brien, Robert L & Elsie 126 Third St	\$ 250.00
262/1.01/C024C	DiCecco, Nancy 24C Foxhall	\$ 250.00
262/1.01/C033B	Porta, Angelo V & Helen M 33B Foxhall	\$ 250.00

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The Borough Clerk read the following resolution:

**BE IT RESOLVED** by the Mayor and Council of the Borough of Middlesex that:

**Resolution #319-15**

The Tax Collector is hereby authorized to refund an overpayment of 2015 property taxes due to an overpayment by the finance/mortgage company on the following properties:



<b>BLOCK/LOT</b>	<b>NAME &amp; ADDRESS</b>	<b>AMOUNT</b>
126/4.16	Fenchock, Dianne M 239 Raritan Ave	\$1,577.21
317/3	Sharay Properties LLC 646 Lincoln Blvd Check to be mailed to: 98 St Joseph Dr Stirling, NJ 07980	\$1,379.74
329/27	Zmigrodski, Benjamin & Tara 110 Osceola Ave	\$ 159.05

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The Borough Clerk read the following resolution:

**BE IT RESOLVED** by the Mayor and Council of the Borough of Middlesex that:

**Resolution #320-15**

The Tax Collector is hereby authorized to refund 2015 property taxes on the following property. The property was bought out by FEMA before the homestead rebate credits had been determined.

<b>BLOCK/LOT</b>	<b>NAME &amp; ADDRESS</b>	<b>AMOUNT</b>
232/23	Borough of Middlesex 130 Seventh St	\$ 632.99

Check is to be made payable to: Cynthia Celentano  
1088 Shadowlawn Dr  
Green Brook, NJ 08812

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The Borough Clerk read the following resolution:

**BE IT RESOLVED** by the Mayor and Council of the Borough of Middlesex that:

**Resolution #321-15**

The Tax Collector is hereby authorized to issue a check in the amount of \$86,407.12 to redeem tax sale certificate #2014-1834 and tax sale premium in the amount of \$49,000, Block 291, Lot 50, 105 William Street. The check is to be made payable to:

US Bank Cust FNA Jersey BOI  
50 South 16<sup>th</sup> Street – Suite 2050

Philadelphia, PA 19102

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The Borough Clerk read the following resolution:

**BE IT RESOLVED** by the Mayor and Council of the Borough of Middlesex that:

**Resolution #322-15**

The Tax Collector is hereby authorized to issue a check in the amount of \$3,101.10 to redeem tax sale certificate #2015-1843, Block 6, Lot 2.02/C026A, 26A Gramercy Gardens and a check in the amount of \$4,500.00 for a tax sale premium, checks are to be made payable to:

FWDSL & Associates LP  
17 W Cliff St  
Somerville, NJ 08876

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The Borough Clerk read the following resolution:

**BE IT RESOLVED** by the Mayor and Council of the Borough of Middlesex that:

**Resolution #323-15**

The Tax Collector is hereby authorized to issue a check in the amount of \$54,981.86 to redeem tax sale certificate #2012-1787 and a check in the amount of \$600.00 for a tax sale premium on Block 71.01, Lot 16, 14 Weiss Drive. The check is to be made payable to:

Stuart Lasher  
P O Box 83  
Milltown, NJ 08850-0083

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The Borough Clerk read the following resolution:

**BE IT RESOLVED** by the Mayor and Council of the Borough of Middlesex that:

**Resolution #324-15**

Tonya Hubosky be and is hereby appointed Official Tax Search Officer for the Borough of Middlesex for the year 2016.

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The Borough Clerk read the following resolution:

**BE IT RESOLVED** by the Mayor and Council of the Borough of Middlesex that:

**Resolution #325-15**

Kathleen Anello be and is hereby appointed Official Assessment Search Officer for the Borough of Middlesex for the year 2016.

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The Borough Clerk read the following resolution:

**BE IT RESOLVED** by the Mayor and Council of the Borough of Middlesex that:

**Resolution #326-15**

**WHEREAS**, the New Jersey Department of the Treasury requires that every municipality designate a Public Agency Compliance Officer (PACO) each year.

**NOW THEREFORE BE IT RESOLVED** by the Mayor and Council of the Borough of Middlesex, County of Middlesex, State of New Jersey that:

1. Caroline Benson hereby is appointed PACO Officer for the Borough of Middlesex for the year 2016.
2. This resolution shall take effect immediately.

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The Borough Clerk read the following resolution:

**BE IT RESOLVED** by the Mayor and Council of the Borough of Middlesex that:

**RESOLUTION #327-15**

**A RESOLUTION AUTHORIZING THE TAX COLLECTOR TO COLLECT INTEREST  
ON DELINQUENT TAXES**

"Delinquency means the sum of all taxes and municipal charges due on a given parcel of property covering any number of quarters or years"

In the event the quarterly payment of taxes or assessments are not paid on the date on which they become delinquent, but are paid within ten days on the date on which they become delinquent, the Tax Collector be and is hereby authorized to collect interest on all such delinquent payments; and

In the event that quarterly payment of taxes or assessments are not paid within ten days of the date on which they become delinquent, and the total amount of said delinquency is less than \$1,500.00, the Tax Collector be and is hereby authorized to collect 8% interest per annum from the date said payments first become delinquent up to \$1,500.00 of the delinquency and 18% interest on all such delinquent payments over \$1,500.00.

Pursuant to N.J.S.A. 54:4-67, which is the New Jersey statute defining a tax delinquency, the Governing Body of the Borough of Middlesex does hereby fix a penalty to be charged to a taxpayer with a delinquency in excess of \$10,000 who fails to pay the delinquency prior to the end of the calendar year 2015 and the penalty so fixed shall be six (6%) of the amount of the yearly delinquency.

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The Borough Clerk read the following resolution:

**BE IT RESOLVED** by the Mayor and Council of the Borough of Middlesex that:

**Resolution #328-15**

The Disbursing Officers be and they are hereby authorized to issue a check in favor of the Library Board of Trustees to be applied to their 2016 Operating Budget in the amount of \$5,962 representing State Library Aid.

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The Borough Clerk read the following resolution:

**BE IT RESOLVED** by the Mayor and Council of the Borough of Middlesex that:

**Resolution #329-15**

In compliance with the "Open Public Meeting Law" P.L. 1975 C231, the following schedule is set for the meetings of Mayor and Council for the year 2016:

January 12, 26	July 19
February 9, 23	August 16
March 8, 22	September 13, 27
April 12, 26	October 11, 25
May 10, 24	November 15
June 14, 28	December 13, 27

Regular Meetings commence at 7:00 p.m.

Action may be taken at any meeting above.

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The Borough Clerk read the following resolution:

**BE IT RESOLVED** by the Mayor and Council of the Borough of Middlesex that:

**Resolution #330-15**

**WHEREAS**, Chapters 317 and 318 of the Code of Borough of Middlesex sets forth the standards and requirements for the maintenance and upkeep of properties within the Borough of Middlesex; and

**WHEREAS**, the owner of record for certain properties listed in the table below located within the Borough of Middlesex has failed to comply with the standards and requirements for the maintenance and upkeep of that property; and

**WHEREAS**, the owner of record of such have been duly notified of their failure to comply with the standards and requirements for the maintenance and upkeep of that property; and

**WHEREAS**, the Borough has incurred expenses listed in the table below to abate and/or mitigate the failure of the owner of record to comply with the standards and requirements for the maintenance and upkeep of that property; and

**WHEREAS**, the Borough requested payment from the owner of record of the property and the owner of the property has failed to remit such payment; and

**WHEREAS**, under Chapter 317-14 and/or N.J.S.A. 40:48-2.13, the expenses incurred by the Borough of Middlesex shall be permitted to become a lien on the property;

**NOW THEREFORE BE IT RESOLVED** by the Mayor and Council of the Borough of Middlesex, County of Middlesex and State of New Jersey that:

1. The amount listed in the table below for each property shall be added to and become and form part of the taxes next to be assessed and levied upon such lands.

PROPERTY	CUTTING 1 COST	CUTTING 2 COST	TOTAL COST	
Decatur Avenue -521	\$712.36		\$712.36	
Hazelwood Avenue - 1108	574.76		\$574.76	
Howard Avenue - 433	\$ 712.36		\$712.36	Wells Fargo 1 Home Campus Des Moines, IA 50328
Howard Avenue - 521	\$624.76	\$2,728.91	\$3,353.67	Ocwen Loan Servicing 1661 Worthington Rd West Palm Beach, FL 33409
Lincoln Blvd. - 206	\$762.36		\$762.36	

Lincoln Blvd. - 277		\$946.76	\$540.96	\$1,487.72	
Lorraine Avenue - 326		\$597.76		\$597.76	
Lorraine Avenue - 335		\$647.76		\$647.76	Flagstar
					8201 Cypress Plaza
					Jacksonville, FL 32256
Shearn Drive - 24		\$629.96		\$629.96	Nationstar Mortgage
					8950 Cypress Waters Blvd
					Dallas, TX 75063
South Lincoln Avenue -233		\$1,124.96		\$1,124.96	Wells Fargo
					1 Home Campus
					Des Moines, IA 50328
TOTAL		\$7,333.80	\$3,269.87	\$10,603.67	

2. The Tax Collector of the Borough of Middlesex shall be authorized to take such actions as is necessary and permitted to collect such amount.

3. This Resolution shall take effect immediately.

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The Borough Clerk read the following resolution:

BE IT RESOLVED by the Mayor and Council of the Borough of Middlesex that:

**Resolution #304-15**

The governing body hereby authorizes the Borough Attorney to notify the Ethics Board in writing to withdraw the ethics violation against Mayor Dobies.

Councilman Dotey made a motion for approval seconded by Councilman Greco and carried by the following roll call vote: Ayes: Dotey, Greco, Kaplan, and Schueler. Nos: None. Abstain: Madden and Mikolajczyk.

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The Borough Clerk read the following resolution:

**BE IT RESOLVED** by the Mayor and Council of the Borough of Middlesex that:

### **Resolution #306-15**

The Governing Body hereby approves and accepts the Corrective Action Plan on the 2014 Audit, according to Local Finance Board Directive 92-15.

Councilman Kaplan made a motion for approval as amended seconded by Councilman Greco and carried by the following roll call vote: Ayes: Dotey, Greco, Kaplan, Madden, Mikolajczyk and Schueler. Nos: None. Abstain: None.

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The Borough Clerk read the following resolution:

**BE IT RESOLVED** by the Mayor and Council of the Borough of Middlesex that:

### **Resolution #331-15**

THE DISBURSING OFFICERS BE AND THEY ARE HEREBY AUTHORIZED TO PAY THE ATTACHED CLAIM LIST AS PRESENTED, IF FOUND CORRECT, AND APPROVED BY THE FINANCE COMMITTEE. EXCLUDED VOUCHERS MAY BE PAID UPON BEING FOUND ACCEPTABLE.

Councilman Madden made a motion for approval seconded by Councilman Dotey and carried by the following roll call vote: Ayes: Dotey, Greco, Kaplan, Madden, Mikolajczyk and Schueler. Nos: None. Abstain: None.

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### **DISCUSSION ON AGENDA WORKSHOP ITEMS**

2014 Sewer Bills – Discussion was held at the last regular meeting about the sewer bills that had been sent out with the payment due date being the end of December. Councilman Schueler requested if the council would consider permitting the tax collector to extend the due date for the sewer bills by an additional 60 days. Mayor Dobies endorsed this recommendation and the Borough Attorney indicated that legally the council can authorize the Tax Collector to extend the payment period for a good cause.

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The Borough Clerk read the following resolution:

**BE IT RESOLVED** by the Mayor and Council of the Borough of Middlesex that:

### **Resolution #332-15**

Permit the Tax Collector upon showing of good cause to allow up to 60 days additional time to pay the sewer bills without additional interest or penalties.

Councilman Kaplan made a motion for approval seconded by Councilman Greco and carried by the following roll call vote: Ayes: Dotey, Greco, Kaplan, Madden, Mikolajczyk and Schueler. Nos: None. Abstain: None.

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### **PUBLIC COMMENTS**

Mayor Dobies opened the Public Portion of the meeting for any comments.

Ed Johnson, Jr. discussed his 50 year friendship with Mayor Dobies and his service with the Board of Education and ultimately the Mayor's 40 years of service with the Borough of Middlesex, as Councilman and Mayor. Mr. Johnson highlighted some of the major accomplishments of the Mayor which included (1) The approval of the Bond Ordinance which allowed for the expansion of the library; (2) How he fought the federal government in Washington and prevented the creation of a sewer utility in the borough; and (3) How he protected the integrity of the town by following the law. Mr. Johnson also thanked Mayor Dobies for being such a good mayor and for all he did for the residents of Middlesex.

Seeing that there was no further public participation, Mayor Dobies closed the public portion of the meeting.

Mayor Dobies stated that his wish is he got a lot of support from a lot of people over the years and hope the next administration enjoys the same support and help he got over the many years. He also wished the new mayor and the new council best of luck in the future.

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### **ADJOURNMENT**

Councilman Schueler made a motion to adjourn the Regular Meeting seconded by Councilman Greco and carried by a unanimous vote of members present.

Respectfully yours,

Kathleen Anello, RMC  
Borough Clerk